

**UNITED STATES DISTRICT COURT  
DISTRICT OF MASSACHUSETTS**

\_\_\_\_\_  
**G. DAVID IVERSON and  
ACCESS WITH SUCCESS, INC.,**

**Plaintiffs**

**v.**

**THE CITY OF BOSTON**

**Defendant**  
\_\_\_\_\_

**CIVIL ACTION NO. 04-CV-11825-NMG**

**MOTION FOR LEAVE TO FILE A BRIEF  
IN REPLY TO DEFENDANT’S REPLY BRIEF**

The defendant filed a motion to dismiss the plaintiffs’ complaint. The plaintiffs opposed the motion. The defendant moved for leave to file a reply brief and filed its reply brief with the motion for leave. If the Court grants the defendant leave to file its brief and thereby considers the reply brief in deciding the dispositive motion, the plaintiffs respectfully request an opportunity to file a reply brief.

Respectfully submitted  
The Plaintiffs, G. David Iverson, et al.  
By their Attorneys,

/s/Nicholas S. Guerrero  
Nicholas S. Guerrero, BBO#551475  
Shaheen, Guerrero & O’Leary, LLC  
Jefferson Office Park  
820A Turnpike Street  
North Andover, Massachusetts 01845  
(978) 689-0800

**CERTIFICATE OF SERVICE**

I hereby certify pursuant to Fed. R. Civ. P. 5 that I served a true copy of this pleading on the defendant, through its counsel, by mail on this date.

Dated: January 10, 2005

/s/Nicholas S. Guerrero

Nicholas S. Guerrero

**CERTIFICATION PURSUANT TO LOCAL RULE 7.1 (A) (2)**

I hereby certify that undersigned counsel, Nicholas S. Guerrero, for the plaintiffs, discussed the above motion with Kate Cook via telephone on, January 5, 2005, both in a good faith effort to resolve and narrow the issues presented by said motion, but that counsel were unable to resolve the issues prior to filing of the motion.

/s/Nicholas S. Guerrero

Nicholas S. Guerrero